Louis J. Knobba* Don W. Martona* Gordon H. Olson* James B. Boar Darrell L. Olson* William B. Bunker William H. Nisman Arthur S. Rose Jemes F. Laanlak Ned A. Israelson Drew S. Hamilton Jerry T. Sewell John B. Spanga, dr. Edward A. Bohlaker Gerard von Heilmann Joseph R. Re Catherine J. Holland John M. Carson Karan Vogel Well Andrew H. Simpson Jeffrey L. Van Hoosear Daniel E. Aliman Marguerite L. Gunn Stophen C. Jensen Vito A. Canuso ili William H. Shreve Lynda J. Zadra-Symeet Steven J. Nataudaky Paul A. Stewall Joseph F. Jennings Creig S. Summets AnnaMarie Kelser Brenton R. Babcock Thomas F. Smedal, Jr. Michael H. Trenholm Diene M. Reed . Ronald J. Schoehbaum

Lori Lee Yamato Michael K. Friedland Dele C. Hunt, Ph.D. Richard E. Campball Paul D. Tripodi II Stacey R. Halpern Lee W. Henderson, Ph.D. Mark M. Abumerl Jon W. Gurke John W. Halcomb Joseph M. Reisman, Ph.D. Michael L. Fuller Deborah S. Shaphard Eric M. Nelson Mark R. Benedict, Ph.D. Paul N. Conover Robert J. Roby Sabing H. Les Karoline A. Delaney James J. Mullen III, Ph.D. Joseph S. Clanfreni William R. Zimmerman Gian L. Nultali Eric S. Furman, Ph.O. Tirzah Aba Lowe Sanilypal 6. Gill Susan Mosa Nalland James W. Hill, M.D. Rosa M. Thiessen, Ph.D. Michael A. Gülliana Mark J. Kertz Rabindar N. Narula Bruca S. Ilchkawitz, Ph.D. Peter M. Midgley Thomas 3. McClenahah Michael S. Okamoto

Knobbe Martens Olson & Bearll

Intellectual Property Law

820 Newport Center Drive Streemth Floor Newport Beach CA 92660

THE DAD TRACKING CHRTIFICATE OF FAX TRANSMISSION

I hereby certify that this correspondence and all marked attachments are being facsimile treasmitted to the Putent and Trademuck Office on the date shown below:

July 23, 2002 (Dub) Koby.

Facsimile Transmittal Sheet Confidentiality Notice:

Linda H. Liu Jeffrey S. Ellaworth Andrew N. Mahakal, Ph.D. Douglas T. Hudson David L. Hauser Kaare D. Larson James F. Herkanhoff Scott L. Murray Regar S. Shang Androw M. Obuglas Maro T. Morlay Salima A. Marani, Ph.D. Sam K. Tehmessebi, Ph.D. Christy L. Green Jalai Sadr Jenethen A. Hyman Curties C. Deeler Richard A. DeCristofsro Donna O. Perdue, Ph.D. Joseph J. Mation, Ph.D. Joanne L. Dulok Thomas P. Krzeminski Jelliwy A. Birchak Seen M. Murray Jason P. Florillo Elenore Niu Valerie L. Bracken Johnfer F. Kerles Jeromy P. Senders Ferry D. Oldham Jerry L. Hefner Russell M. Jelde Abraham W. Chuang Ryan N. Farr Pul Tong Ho Erik T. Anderson John L. Palk

Nathan A. Engels

Of Counsal Jarry R. Seller Paul C. Steinhardt

Japanese Palent Atly Kelauhiro Alrei Temphisa Sugiyama

European Patent Ally Martin Hellebrendt

> Koroen Patent Ally Mincheol Kim Haungsoo Chol

Solicitor (England & Wales) J. David Evered

Scientista & Engineers (Non-Lawyers)

Raimond J. Salenieks™ Khurram Rehmen. Ph.D. Jennifer A. Maynes, Ph.D.** Tommy Y. Nagata Che S. Chereskin, Ph.D.** Jamos W. Auslay**
Jamnifer Hayes
Kirk E. Pasterian, Ph.D.** Charles T. Ridgely Bonry Yeung, Ph.D. Connie C. Tong, Ph.D. Suzanna G. Japson, Ph.D. David K. Wibgins Magan M. McCoy

W. Frank Dauere, Fr.D. W. Frank Dauere Lang J. MoHardy Karen J. Lenker Chris Wasiberg, Ph.D. Erlo B. Ivas, Ph.D. David C. Weber

 A Professionel Corporation 7 Also Barrister Al Law 🙉 I Wales

Diene M. Read

Michael S. Okamoto

John M. Grover

Megan M. McCoy

John M. Grover

John M. Grover

Heric K. Morton

Milary K. De Merlier

Frederick S. Patrellicoments less of the last fine transmission contain confidential information which may be legality patrollic defined the micromation of the legality patrollic defined the micromatic defined the defined the micromatic defined the micromatic defined the microm Kyle F. Schlueter Repheel A. Gutiérrez Demien K. Jackson

David N. Weiss Danlei Harl, Ph.b. Dougles G. Muehlhauser TO: Payson J. LeMeilleur Shalla N. Swatood

Ben A. Kalzanellenbogen

FIRM:

U.S. Patent and Trademark Office

Appeal No..:

2001-2259

BPAI Hearings

Appellant:

Winfree, Rick, C. et al.

FACSIMILE

TELEPHONE NO.:

703/308-6199

FROM:

Robert J. Roby

SERIAL NO.:

09/026,824

FILING DATE:

February 20, 1998

CLIENT CODE:

YAMAH5,061A

TOTAL NUMBER OF PAGES:

2(INCLUDING COVER SHEET)

OPERATOR:

Amy Hill

DATE:

July 23, 2002

Time:

IF YOU DID NOT RECEIVE ALL OF THE PAGES, PLEASE CALL BACK IMMEDIATELY.

Facsimile Operator Phone Number:

(949) 760-0404

Direct Line to Machine:

(949) 760-9502

MESSAGE:

550 West C Street Suito 1200 San Diego CA 92101 Tel 019-233-8550 Fex 819-235-0178

201 California Street SUN 1150 Sun Francisco CA 94111 Tul 415-854-4114 1900 Avenue of the State Sulle 1425 s Angoles CA 90007 Tel 910-491-3450 Fex 310-531-3450

3403 Tenih Strupt Sulla 700 Filverside CA 92501 Tol 903-781-9231 Fax 909-781-4507





UNITED STATES DEPARTMOND OF COMMERCE Patent and Trademark Of

ASSISTANT SECRETARY AND COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231

PAT, & T.M. OFFICE
BOARD OF PATENT APPEALS
194 AND INTERFERENCES

Knobbe, Martens, Olson & Bear 620 Newport Center Drive 16th Floor

Newport Beach, CA 92660-8016

Appeal No: Appellant:

Application No:

Hearing Room:

Hearing Docket: Hearing Date:

Hearing Time:

Location:

2001-2259

Winfree, Rick, C., et.al

09/026,824

В

Tuesday, September 17, 2002

Paper No: 2

1:00 PM

Room 12C07 CRYSTAL GATEWAY 2 1225 Jefferson Davis Highway

Arlington, VA 22202

NOTICE OF HEARING

CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 1.194(a).

The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up.

The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED.

This form must be completed below and filed with the Board of Patent Appeals and Interferences preferably by facsimile within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this form may alternatively be filed by mail if facsimile is not available.

Fallure to file this form within this time period will be construed as a waiver of the request for oral hearing.

37 CFR § 1.136(a) does not apply.

By order of the Board of Patent Appeals and Interferences

BPAI HEARINGS FAX No:

BPAI Mailing Address:

(703) 308-6199

See 1108 Off. Gaz. Pat _Trademark

Office 15 (Nov. 14,1989)

BOARD OF PATENT APPEALS AND INTERFERENCES COMMISSIONER OF PATENTS AND TRADEMARKS

WASHINGTON, D.C. 20231

Clerk of the Board (703)-308-9797

In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE:

HEARING ATTENDANCE CONFIRMED

HEARING ATTENDANCE WAIVED

Bignature of Attomey/Agent/Appellant

Date

Registration No.

S\S.9 858.0N

KNOBBE WUKLENS

MGSE:3SPM

JUL. 23, 2002